THE HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION No. 19281 OF 2005

DATED: 06.09.2005

Between:

Jambi Binte Jirjis

… PETITIONER

AND

The Secretary and others

… RESPONDENTS

ORDER:

The mistake committed by the Board of Secondary Education while issuing the Secondary School Certificate had landed the petitioner in trouble and she was made to go from pillar to post.

The petitioner studied in Stanley Girls High School and took her S.S.C.Examination from that school. Her father's name is W.J.Nasiry. The school authorities forwarded the application of the petitioner with the correct description of the petitioner as well as her father. In fact, the hall ticket with Roll No.038665 was issued with correct spellings of the names of the petitioner and her father. Thereafter, the petitioner passed the examination. In the S.S.C.

Certificate, the name of her father was typed as W.J.Nsirya. The petitioner noticed this only when it was reflected in the certificates issued by the Board of Intermediate Education and Osmania University, for the courses of Intermediate and B.Com respectively.

The petitioner made an application to the 1st respondent through proper channel for correction of the name of her father. This writ petition is filed with a complaint that no orders have been passed on her application. When the writ petition came up for admission, the learned Government Pleader for School Education took time and obtained instructions. She placed before this Court an order, dated 08.12.2004, whereunder the application of the petitioner was rejected. It was not even communicated to the petitioner.

Heard the learned counsel for the petitioner and the learned Government Pleader for School Education.

A perusal of the hall ticket for S.S.C.Examiantion on the one hand and the S.S.C. Certificate on the other, issued by the Board of Secondary Education to the petitioner discloses that the mistake was committed by them in describing the name of father of the petitioner in the Secondary School Certificate. While in the hall ticket, his name was shown as W.J.Nasiry, in the Secondary School Certificate, it was shown as W.J.Nsirya. Even the spacing between various letters is such that it hardly makes any sense. If at all anything, this incorrect description has exhibited accuracy with which the Office of the 1st respondent was functioning, that too in the matter of issuing basic records, such as Secondary School Certificate. Instead of correcting the mistake when it was brought to their notice, the Additional Joint Secretary filled certain columns in a printed form, way back on 08.12.2004, and rejected the application with an endorsement that the particulars are printed as per the M.N.R. submitted by the principal. It discloses clear case of lack of application of mind or exhibition of indifference in the matter. When the entry in the Secondary School Certificate did not confirm with the hall ticket, the 1st respondent should have felt sorry and ought to have undertaken correction by duly expressing regrets. Instead, printed form was filled in and they did not even care to communicate the

rejection of application to the petitioner.

For the foregoing reasons, the writ petition is allowed and the 1st respondent is directed to issue corrected Secondary School Certificate to the petitioner within 15 days from the date of receipt of this order. If the same is not complied with, the first respondent shall be liable to pay compensation of Rs.10,000/- (Rupees Ten Thousand Only) to the petitioner, apart from exposing himself to further orders, that may be passed by this Court. It is, further, made clear that the petitioner shall not be required to file further application or to file any other document. There shall be no order as to costs.

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06.09.2005

Note: Issue C.C. in two days.

(B/o)

Jsu